

**PUBLIC NOTICE
OF INTENT TO PROPOSE OR PROMULGATE
NEW OR CHANGED AGENCY RULES**

The following agencies of the state of Idaho have published the complete text and all related, pertinent information concerning their intent to change or make the following rules in the new issue of the state Administrative Bulletin.

**IDAPA 02 - DEPARTMENT OF AGRICULTURE
P.O. Box 790, Boise, Idaho 83701-0790**

Docket No. **02-0303-9601**, Pesticide Use and Application. Chapter is repealed, Comment By: August 28, 1996.

Docket No. **02-0303-9602**, Pesticide Use and Application. Rewrite of chapter complies with H.B. 453 and H.B. 454 which combine chemigator licensing with pesticide applicator licensing, simplify the recertification record keeping and provide a uniform two year license and recertification period for all licenses, Comment By August 28, 1996.

Docket No. **02-0304-9601**, Chemigation Rules. Changes comply with HB 453 and HB 454 which combine chemigator licensing with pesticide applicator licensing, simplify the recertification record keeping and provide a uniform two year license and recertification period for all licenses, Comment By August 28, 1996.

Docket No. **02-0601-9601**, Pure Seed Law. Changes the seed service testing fees for purity, germination, tetrazolium and special, Comment By: August 28, 1996.

**IDAHO DEPARTMENT OF LABOR
277 N. 6th, Suite 100, Boise, ID 83720-4801**

Docket No. **07-0104-9601**, Electrical Specialty Licensing. Changes to limited energy electrical licensing will be modified to exclude communication circuits, Comment By: August 29, 1996.

**STATE BOARD OF EDUCATION
P.O. Box 83720, Boise, Idaho 83720-0027**

By act of the Idaho legislature, the following chapters of Title 02, Administrative Rules of the State Board of Education, will be null and void as of April 1, 1997. The following dockets repeal each chapter. Written comments are not being accepted for these dockets.

Docket No. **08-0201-9601**, School Organization and Operation. Repealed.

Docket No. **08-0202-9601**, School District Fiscal Affairs. Repealed.

Docket No. **08-0203-9601**, District Personnel and Certification. Repealed.

Docket No. **08-0204-9601**, School Facilities. Repealed.

Docket No. **08-0205-9601**, Instructional Programs and Textbooks. Repealed.

Docket No. **08-0206-9601**, Special Programs. Repealed.

Docket No. **08-0207-9601**, Transportation. Repealed.

Docket No. **08-0208-9601**, Miscellaneous Items. Repealed.

Docket No. **08-0201-9602**, Administration. Rewrite of chapter of State Board Rules for the Public Schools of Idaho regulate the administration of all K-12 public education in Idaho, Comment By: September 30, 1996.

Docket No. **08-0202-9602**, Uniformity. Rewrite of chapter of State Board Rules for the Public Schools of Idaho regulate the uniformity of all K-12 public education in Idaho, Comment By: September 30, 1996.

Docket No. **08-0203-9602**, Thoroughness. Rewrite of chapter of State Board Rules for the Public Schools of Idaho regulate the thoroughness of all K-12 public education in Idaho, Comment By: September 30, 1996.

IDAPA 13- FISH AND GAME COMMISSION

P.O. Box 25, Boise, ID 83707

Docket No. **13-0111-9605**, Fish. Corrects an error in Rule 13.01.11.240.20 by inserting the word kokanee under the Redfish Lake section of the Salmon Region Exceptions.

IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE

P.O. Box 83720, Boise, Idaho 83720-0036

Docket No. **16-0111-9501**, Ground Water Quality Rule. Establishes minimum requirements for the protection of ground water through ground water quality standards and an aquifer categorization system and addresses ground water contamination, Comment September 6, 1996.

Docket No. **16-0203-9601**, Emergency Medical Services. Changes include provisions for the Statewide EMS Advisory Committee, EMS training programs, ambulance service standards, certification of personnel, and discipline. Comment By: August 28, 1996.

Docket No. **16-0209-9601**, Crematories. Chapter is repealed. Comment By: August 28, 1996.

Docket No. **16-0219-9601**, Food Safety and Sanitation (UNICODE). Eliminate inspections for low-risk food establishments except as required for preoperational inspections, change of license holder or ownership, upon the receipt of a consumer complaint or for the purposes of an investigation, Comment By: September 6, 1996.

Docket No. **16-0222-9601**, Adults Victims of Cystic Fibrosis. Chapter is repealed in its entirety. Chapter 16.02.26 includes cystic fibrosis victims under the same financial eligibility criteria as all recipients of services, Comment By: August 28, 1996.

Docket No. **16-0226-9601**, Idaho Children's Special Health Program (CHSP). New rules reflect the administration and operation of CSHP and specifically address the description of services to be provided, medical programs and related diagnostic eligibility, recipient eligibility, the application process, and payments to providers, Comment By: August 28, 1996.

Docket No. **16-0309-9608**, Medical Assistance. Revises policy with regard to individuals and entities who have demonstrated an increased risk of program abuse and should be denied the ability to enter into provider agreements with the Department; Comment By: August 28, 1996.

Docket No. **16-0319-9601**, Adult Foster Care. Chapter is repealed and combined with Chapter 16.03.22, Comment By: September 26, 1996.

Docket No. **16-0321-9601**, Residential Care Facilities. Chapter is repealed and combined with Chapter 16.03.22, Comment By: September 26, 1996.

Docket No. **16-0322-9602**, Residential Care Facilities for the Elderly. Chapter is repealed, Comment By: September 26, 1996.

Docket No. **16-0322-9603**, Residential Care Facilities for the Elderly. Rewrite of chapter, Comment By: September 26, 1996.

IDAPA 17 - IDAHO INDUSTRIAL COMMISSION

P. O. Box 83720, Boise, Idaho 83720-0041

Docket No. **17-0401-9601**, General Health and Safety Standards. Chapter is repealed, Comment By: August 28, 1996.

The following dockets are new chapters replacing Chapter 17.04.01, Comment By: August 28, 1996.

Docket No. **17-1001-9601**, General Health and Safety Standards - General Provisions

Docket No. **17-1003-9601**, General Health and Safety Standards - Safe Place Standards

Docket No. **17-1004-9601**, General Health and Safety Standards - Egress Standards

Docket No. **17-1005-9601**, General Health and Safety Standards - Personal Protection

Docket No. **17-1008-9601**, General Health and Safety Standards - Fire Safety

Docket No. **17-1010-9601**, General Health and Safety Standards - Workplace Standards

Docket No. **17-1012-9601**, General Health and Safety Standards - Sanitation, Ventilation, and Illumination

Docket No. **17-1015-9601**, General Health and Safety Standards - Occupancies

Docket No. **17-1017-9601**, General Health and Safety Standards - Electrical Safety

Docket No. **17-1020-9601**, General Health and Safety Standards - Occupational Noise Exposure

Docket No. **17-1022-9601**, General Health and Safety Standards - Safety Marking Standards

Docket No. **17-1024-9601**, General Health and Safety Standards - Radiation Safety

Docket No. **17-1025-9601**, General Health and Safety Standards - Materials Safety

Docket No. **17-1027-9601**, General Health and Safety Standards - Equipment Safety

Docket No. **17-1030-9601**, General Health and Safety Standards - Toxic and Hazardous Substances

IDAPA 22 - STATE BOARD OF MEDICINE

PO Box 83720, Boise, ID 83720-0058

Docket No. **22-0106-9601**, Certification of EMT-A and EMT-P Personnel. Chapter is repealed, Comment By: August 28, 1996.

Docket No. **22-0106-9602**, Certification of EMT-A and EMT-P Personnel. Rewrite of chapter defines the allowable scope of practice and duties which can be performed by persons certified as emergency services personnel and defines the required level of supervision by a physician, Comment By: August 28, 1996.

IDAPA 24 - BUREAU OF OCCUPATIONAL LICENSES

1109 Main Street, Suite 220, Boise, Idaho 83702

Docket No. **24-1601-9601**, Board of Dentistry. Clarifies the obligation of denturists with respect to consumer complaints, defining the requirements of the 90 day guarantee, and setting forth the registration requirements for dentistry businesses, Comment By: August 28, 1996.

IDAPA 35 - STATE TAX COMMISSION - P.O. Box 36, Boise, ID 83722

Docket No. **35-0103-9606**, Ad Valorem Property Tax. Changes implement legislative requirements relating to property tax relief for recycling equipment and require the value of new property tax exemptions be shown by category on county and school district abstracts of value; explains categorization of residential uses in commercially zoned properties for assessment record keeping purposes; and clarifies the taxation of forest land, Comment By: August 28, 1996.

Docket No. **35-0103-9607**, Ad Valorem Property Tax. Revises the benefit portion of the circuit breaker income/benefit brackets, Comment By: August 28, 1996.

Docket No. **35-0105-9602**, Motor Fuels Tax. Allows distributors an option to provide either a credit report from an independent commercial credit rating company or the company's financial statements and specifies the requirements for the yearly renewal of the bond exemption, Comment By: August 28, 1996.

Docket No. **35-0105-9603**, Motor Fuels Tax. Changes require the commission to provide by rule the method to be used for converting an increase in the tax rate to an equivalent increase in the annual gaseous fuels permit fees. The gaseous fuels permits are valid for a one-year period 7/1 through 6/30, Comment By: August 28, 1996.

IDAPA 37 - DEPARTMENT OF WATER RESOURCES

P.O. Box 82720, Boise, ID 83720-0098

Docket No. **37-0202-9601**, Funding Programs. Proposed changes reorganize existing rules; clarify instructions to loan and grant applicants; remove outdated application requirements; allow loan application fee (2% of the loan amount) to be refunded if the loan is not approved; and provide for a loan reserve account (equivalent of one year's loan payment), or one early annual payment as a loan requirement. Comment By: August 28, 1996.

IDAPA 38 - DEPARTMENT OF ADMINISTRATION

P.O. Box 83720, Boise, ID 83720-0003

Docket No. **38-0501-9601**, Purchasing Rules. Changes specify and define procedures with respect to the acquisition of property, including services, for all agencies of the state of Idaho, Comment By: August 28, 1996.

IDAPA 39 - DEPARTMENT OF TRANSPORTATION

P.O. Box 7129, Boise, Idaho 83707

Docket No. **39-0345-9601**, Sale of No Longer Useful or Usable Property Values at \$25,000 or Less. Chapter is repealed, Comment By: August 28, 1996.

Docket No. **39-0345-9602**, Sale of No Longer Useful or Usable Property Values at \$25,000 or Less. Rewrite of chapter gives the Department sole authority to dispose of its surplus real property regardless of value. This rule also provides for the notification of other potentially interested tax supported agencies, Comment By: August 28, 1996.

PUBLIC HEARING - Public Hearings Will Be Held for the Following Dockets:

State Board of Education:

Docket No. **08-0201-9602** - State Board Rules Governing Public Schools of Idaho - Administration

Docket No. **08-0201-9602** - State Board Rules Governing Public Schools of Idaho - Uniformity

Docket No. **08-0201-9602** - State Board Rules Governing Public Schools of Idaho - Thoroughness

Department of Health and Welfare:

Docket No. **16-0111-9501** - Ground Water Quality Rule

Docket No. **16-0219-9601** - Rules Governing Food Safety and Sanitation Standards for Food Establishments (UNICODE)

Docket No. **16-0322-9603** - Rules Governing Residential Care Facilities in Idaho

Please refer to the Idaho Administrative Bulletin, **August 7, 1996, Volume 96-8** for notices and text of all temporary, final, and negotiated rule-makings, corrections, public hearing schedules, and other notices.

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